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January 22, 2010

**VIA ECF**

Hon. Anne E. Thompson, U.S.D.J.  
Clarkson S. Fisher Building & U.S. Courthouse  
402 East State Street Room 2020  
Trenton, NJ 08608

Re: Charles Novins, Esq., P.C. et al. v. Kevin A. Cannon, et al.  
U.S. District Court of NJ  
Civil Action: **09-CV-5354-AET-DEA**

Dear Judge Thompson:

I represent defendant and counter-claimant Richard “Vince” Lamb in the above referenced matter. Defendants Kevin Fries and Rhonda Lea Kirk-Fries have filed a Notice of Motion to Dismiss the Plaintiff’s Complaint for Failure to State a Claim under *Fed. R. Civ. P.* 12(b)(6) and 12(c). My client joins in on that motion and also requests oral argument on the motion. My client shall rely upon the brief filed by defendant Fries.

Respectfully submitted,

/s/ Dennis J. Duncan

Dennis J. Duncan

**Law Office of Dennis J. Duncan, LLC**

Attorneys for Defendant,

Richard “Vince” Lamb

cc: Charles Novins, Esq. (via regular mail)  
Richard Ragsdale, Esq. (via regular mail)  
Joseph Manzo, Esq. (via regular mail)